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23 Attorneys for Defendant JUUL LABS, INC.

24
25 UNITED STATES DISTRICT COURT
26
27 NORTHERN DISTRICT OF CALIFORNIA

28
29 BRADLEY COLGATE, KAYTLIN
30 MCNIGHT, M.H., a minor, by her Mother and
31 Natural Guardian JENNIFER HELLMAN,
32 L.B., a minor, by her Mother and Natural
33 Guardian, JILL NELSON, ANTHONY
34 SMITH, COREY SMITH, KACIE ANN
35 LAGUN, A.U., a minor, by her mother and
36 natural guardian, LISA COMMITANTE,
37 TOMMY BENHAM, and DAVID LANGAN
38 on behalf of themselves, the general public and
39 those similarly situated,

40 Plaintiffs,

41 v.

42 JUUL LABS, INC.; PAX LABS, INC.,

43 Defendants.

44 CASE NO. 18-cv-02499-WHO

45
46 **STIPULATION AND ORDER TO VACATE
47 OR CONTINUE HEARING ON
48 PLAINTIFFS' MOTION TO APPOINT
49 GUTRIDE SAFIER LLP AND MIGLIACCIO
50 & RATHOD LLP INTERIM LEAD
51 COUNSEL**

52 Hon. William H. Orrick

53 Action Filed: April 26, 2018

54 Hearing Date: July 11, 2018

1 Pursuant to Civil Local Rules 7-7 and 6-1, Plaintiffs Bradley Colgate; Kaytlin McKnight;
2 M.H., a minor, by her mother and natural guardian, Jennifer Hellman; L.B., a minor, by her mother
3 and natural guardian Jill Nelson; Anthony Smith; Corey Smith; Kacie Ann Lagun; A.U., a minor, by
4 her mother and natural guardian, Lisa Commitante; Tommy Benham; and David Langan
5 (“Plaintiffs”) and Defendants JUUL Labs, Inc. and PAX Labs, Inc. (“Defendants”), by and through
6 their respective counsel of record, hereby stipulate as follows:

7 WHEREAS, Plaintiffs filed their Motion to Appoint Interim Lead Counsel (Dkt. 21) on May
8 29, 2018; Defendants filed their Response (Dkt. 25) on June 15, 2018; and Plaintiffs filed their Reply
9 (Dkt. 26) on June 19, 2018;

10 WHEREAS, as Defendants indicated in their Response (Dkt. 25 at 2), and Plaintiffs indicated
11 in their Reply (Dkt. 26 at 2), the parties respectfully suggest that oral argument is unnecessary on this
12 motion unless the Court would like to discuss this issue with the parties;

13 WHEREAS, Plaintiffs’ Motion noticed a hearing on July 11, 2018, and the Court has not yet
14 indicated whether it will hold oral argument on that date;

15 WHEREAS, Defendants’ lead counsel are unavailable to attend the hearing on July 11, 2018
16 because of preexisting commitments;

17 WHEREAS, the parties believe that, if a hearing is to be held on this motion, holding the
18 hearing on August 28, 2018, the date of the Initial Case Management Conference, would best
19 conserve the resources of the Court and the parties;

20 WHEREAS, pursuant to Local Rules 7-7 and 6-1, the parties may stipulate to a continuance
21 under Local Rule 6-1(a) or the Court may so order;

22 WHEREAS, this is the first stipulation to continue the hearing date with respect to the
23 Motion, and the hearing date has not been reserved with or specially set by the Court;

24 NOW THEREFORE, the parties hereby stipulate and agree that, if a hearing is to be held on
25 the Motion, the hearing date will be continued to August 28, 2018.

26 **IT IS SO STIPULATED.**
27

1 Dated: June 27, 2018

GIBSON, DUNN & CRUTCHER LLP

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3 By: /s/ Austin V. Schwing
Austin V. Schwing

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5 Attorneys for Defendant JUUL LABS, INC.

6 Dated: June 27, 2018

GOODWIN PROCTER LLP

7 By: /s/ Brett M. Schuman
Brett M. Schuman

8
9 Attorneys for Defendant PAX LABS, INC.

10 Dated: June 27, 2018

11 GUTRIDE SAFIER LLP

12
13 By: /s/ Anthony J. Patek
Anthony J. Patek

14
15 Attorneys for Plaintiffs Colgate and McNight

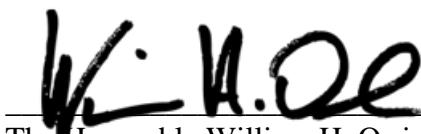
16
17 **ATTORNEY ATTESTATION**

18 I, Austin V. Schwing, hereby attest that concurrence in the filing of this document has been
19 obtained from the above signatories.

20
21 By: /s/ Austin V. Schwing
Austin V. Schwing

1 PURSUANT TO STIPULATION, IT IS SO ORDERED.
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Dated: June 28, 2018



The Honorable William H. Orrick
United States District Judge